


CERTIFICATE OF MAILING

I hereby certify that the foregoing AMENDMENT UNDER 37 C.F.R. §1.196(b)(1) (along with two copies thereof) in response to the Decision on Appeal mailed September 25, 2003 in application Serial No. 09/139,155 of inventors, David M. Flynn, et al, in Appeal No. 2001-1196 is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

on November 18, 2003.

_____

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November 18, 2003

PATENT APPLICATION
OUR FILE NO. 960565.ORI

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte: David M. Flynn, Stuart R. Chastain
Steve Hahn, and June M. Zytkevich

Date: November 18, 2003

Appeal No. 2001-1196

S.N.: 09/139,155

Before Thomas, Ruggiero, and Gross, **Administrative Patent Judges.**

Gross, **Administrative Patent Judge**

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

Transmitted herewith is the original and two copies of the Amendment Under 37 C.F.R. 1.198(b)(1) in response to the Decision on Appeal mailed September 23, 2003.

The Commissioner is hereby authorized to charge any fees or credit any overpayment under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 08-1265. A duplicate copy of this sheet is enclosed.

Yours very truly,

NIKOLAI & MERSEREAU, P.A.

Thomas J. Nikolai
Thomas J. Nikolai

TJN/ljr
Enclosures

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Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. § 1.196(b)(1)

Dear Sir:

Responsive to the Decision On Appeal dated September 25, 2003, please amend the above-captioned application as follows:

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